

**SUPREME COURT MINUTES
WEDNESDAY, SEPTEMBER 8, 1999
SAN FRANCISCO, CALIFORNIA**

The Supreme Court of California convened in the courtroom of the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on September 8, 1999, at 9:00 a.m.

Present: Chief Justice Ronald M. George, presiding, and Associate Justices Mosk, Kennard, Baxter, Werdegard, Chin, and Brown.

Officers present: Robert Wandruff, Clerk; and Harry Kinney, Bailiff.

- S073888 Ellen Miller, Petitioner
 v.
 San Joaquin County Superior Court, Respondent
 People, Real Party in Interest
 Cause called. Charity Kenyon argued for Petitioner.
 Susan Orton, Deputy Attorney General, argued for Real Party in
 Interest.
 Ms. Kenyon replied.
 Cause submitted.
- S071521 People, Respondent
 v.
 Charles Anthony Falsetta, Appellant
 Cause called. Martin Buchanan argued for Appellant.
 Richard Rochman, Deputy Attorney General, argued for
 Respondent.
 Mr. Buchanan replied.
 Cause submitted.

S074251 People, Respondent

v.

Juan Josuel Coria, Appellant

Cause called. Catherine G. Tennant, Deputy Attorney General, argued for Respondent.

David E. Roberts, having been scheduled to appear on behalf of Appellant, notified the court that he is unable to appear due to circumstances beyond his control. Acknowledging this, the court offered Mr. Roberts the option either to appear at the end of the day's calendar or to waive oral argument. Mr. Roberts elected to waive oral argument.

Cause submitted.

Court recessed until 1:30 p.m. this date.

Court reconvened pursuant to recess.

Members of the Court and Officers present as first shown.

S061703 Susan Au-Yang, Respondent

v.

Neil Barton, Appellant

Cause called. Anthony P. David argued for Appellant.

Frank Gordon argued for Respondent.

Mr. David replied.

Cause submitted.

S072486 People, Respondent

v.

Halaliku Kaloni Tufunga, Appellant

Cause called. Cliff Gardner argued for Appellant.

Jeffrey Laurence, Deputy Attorney General, argued for Respondent.

Mr. Gardner replied.

Cause submitted.

Court recessed until 9:00 a.m., Thursday, September 9, 1999.

S070177 Thomas M. White, Respondent

v.

Ultramar, Inc., Appellant

The time for granting or denying a rehearing in the above cause is hereby extended to and including November 21, 1999, or the date upon which a rehearing is either granted or denied, whichever occurs first.

S012943 People, Respondent

v.

David Allen Rundle, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including October 29, 1999.

S020244 People, Respondent

v.

Jesus Ciane Hernandez, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including November 1, 1999.

S026040 People, Respondent

v.

Richard J. Vieira, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including November 15, 1999.

S033149 People, Respondent

v.

Latwon Weaver, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including October 28, 1999, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S073284 In re Todd Lewis Ashker

On

Habeas Corpus

On application of the Attorney General and good cause appearing, it is ordered that the time to serve and file the informal response is hereby extended to and including October 7, 1999.

S074511 In re Milton Otis Lewis

On

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including October 7, 1999.

S077916 In re the Marriage of Michael A. and Elissa M. Congdon

Michael A. Congdon, Appellant

v.

Elissa M. Congdon, Respondent

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief on the merits is hereby extended to and including October 4, 1999.

S075942 Marybeth Armendariz et al., Respondents

v.

Foundation Health Psychcare Services, Incorporated, Appellant

The application of California Employment Law Council for permission to file an amicus curiae brief in support of appellant is hereby granted.

An answer thereto may be served and filed by any party within twenty days of the filing of the brief.

S078199 Safeco Insurance Company of America, Appellant

v.

Robert S. et al., Respondents

The application to file under seal respondent's [Veltvet S.] opening brief on the merits is GRANTED.

Bar
Misc.
4186

In the Matter of the Application of the Committee of Bar Examiners of the State of California for Admission of Attorneys

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(LIST OF NAMES ATTACHED TO ORIGINAL ORDER)

S072196

In the Matter of the Suspension of Attorneys
Pursuant to Rule 962 California Rules of Court

Having been provided proof of compliance pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions Code, the suspension of Michael George Dib, pursuant to our order filed on July 28, 1998, is hereby terminated.

This order is final forthwith.

